

WETLANDS COUNCIL

MINUTES

March 14, 2006

The Wetlands Council met on Tuesday, March 14, 2006 at the
Department of Environmental Services, 29 Hazen Dr., Concord, NH

Attendees: Brian K. Fowler, Chairman, Lawrence E. Morse, Sharon
Champagne, Thomas G. Chrisenton, John S. Cobb, William M.
Dannehy, Camilla Lockwood, Paul W. Goodwin, William Ingham,
Jr., Seth Prescott, Jack Ruderman and Thomas Sloan

Absentee: Russ St. Pierre

The meeting was called to order by Chairman Brian K. Fowler at 9:00 a.m.

1. Approval of Minutes of February 14, 2006 Meeting

A motion was made by Councilor Cobb and seconded by Councilor Sloan to approve the minutes of February 14, 2006. It was unanimously voted.

2. Status of Appeals

Michael Sclafani, Appeals Clerk, distributed an Appeals Status Report and reviewed the report with council members.

- Docket No. 02-16 WtC - Donald S. Thompson: WB #2002-01019
A stay remains in effect. Mr. Sclafani has requested a status report from the appellant.
- Docket No. 04-21 WtC - Lakeshore Realty Trust: WB #2001-01294
A stay remains in effect until March 20, 2006.
- Docket No. 05-04 WtC - Philip and Georgette Smith: WB #2000-00914
On February 17, 2006 a Prehearing Order and an Appeal Hearing Notice were issued. Applicant filed a Motion to Continue on February 17, 2006 and on February 21, 2006, the appellant filed an Objection to Motion to Continue. On March 1, 2006, a Decision & Order granting the Motion to Continue was issued and the hearing was rescheduled to September 12, 2006 at 10:00 a.m. On March 17, 2006, the appellant filed a Motion for Reconsideration of the decision on the Motion to Continue. On March 13, 2006 the applicant filed an Objection to the Motion for Reconsideration. The hearings officer will rule on the Objection to the Motion for Reconsideration.
- Docket No. 05-12 WtC - Town of Barrington: WB #2004-02817
On February 14, 2006, an Appeal Hearing was held. The council voted 4-3 to deny the appeal. On March 7, 2006, a written Decision & Order denying the appeal was issued.

- Docket No. 05-13 WtC - Frederick Gallant: WB #2004-02467
On February 22, 2006, the Decision & Order to deny the Motion for Reconsideration was issued. This appeal is now closed.
- Docket No. 05-14 WtC - Ralph and Virginia Sanborn: WB #2004-01764
On February 23, 2006, the appellant withdrew the appeal. This appeal is now closed.
- Docket No. 05-19 WtC - Richard Landry: WB #2005-00554
On March 10, 2006, the appellant withdrew the appeal. This appeal is now closed.
- Docket No. 05-23 WtC - Joseph Develis, Jr.: WB #2004-02959
A pre-hearing conference is scheduled for today at 10:30 a.m.
- Docket No. 05-24 WtC - Marconi: WB #2004-02046
On February 14, 2006, the council voted to grant the Motion for Reconsideration and a pre-hearing conference was scheduled for today at 1:00 p.m. On February 27, 2006, Attorney Barnsley filed an appearance on behalf of DES. On March 7, 2006, the applicant filed an appearance as well as a Motion to Reschedule the pre-hearing conference. On March 8, 2006 a written Decision & Order to grant the Motion to Reschedule the pre-hearing conference was issued.
- Docket No. 06-01 WtC - Sumac Corp: WB #2005-00558
On January 27, 2006 a Petition to Appeal was filed. This is an appeal of a December 30, 2005 denial of appellant's request for reconsideration of the granting of a permit to Newfound Lake Marina, Inc. related to upgrading docking facilities at Cockermouth River in Hebron. On February 16, 2006, the applicant filed a Motion to Summarily Dismiss this appeal and on February 27, 2006, the appellant filed an Objection to the Motion to Summarily Dismiss the appeal.

Councilor Chrisenton made a motion to accept the appeal. Councilor Ingham seconded the motion and it was unanimously voted.

3. Wetlands Bureau Update

No bureau report was made. Councilor Morse suggested that the Operating Committee develop a document that outlines pertinent information which the council would like to have available from the bureau at each council meeting.

4. Old Business

No old business was brought before the council.

5. Other Business

No other business was discussed.

6. **Next Meeting**

The next meeting will be held on April 11, 2006.

7. **Adjournment**

A motion was made by Councilor Morse, seconded by Councilor Champagne and unanimously voted to adjourn.

The meeting adjourned at approximately 9:21 a.m.

The Operating Committee met immediately following the adjournment of the Wetlands Council meeting.
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